

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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HABIBOLLAH KERMANSHAH,	:
	:
Plaintiff,	:
	:
v.	:
	:
ABBAS KERMANSHAH, ABDOLMAJID	:
KERMANSHAH, a/k/a MAJID	:
KERMANSHAH, ABDOLHAMID	:
KERMANSHAH, a/k/a HAMID	:
KERMANSHAH, 263 WEST 30 TH INC.,	:
BANAFSH REALTY, INC., EBRAHIM	:
REALTY, INC., KERMANSHAH	:
BROTHERS ORIENTAL RUGS, INC.,	:
KERMANSHAH ORIENTAL RUGS, INC.,	:
KERMANSHAH BROTHERS RUGS, INC.,	:
OVERSEAS PARTNERSHIP CO., INC.,	:
OVERSEAS PARTNERSHIP COMPANY,	:
RAHMAN NY, INC., SHERIN WEST 86 TH	:
STREET CORP., SHIREWIL, INC., and	:
WILSHIRE LIMITED,	:
	:
Defendants.	:
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Civil Action No. 1:08-cv-00409-BSJ-AJP
ECF Case

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of the Motion to Dismiss the Plaintiff's Complaint Made by Defendants Abdolmajid Kermanshah, Abdolhamid Kermanshah, 263 West 30th Inc., Banafsh Realty, Inc., Ebrahim Realty, Inc., Kermanshah Brothers Oriental Rugs, Inc., Kermanshah Oriental Rugs, Inc., Kermanshah Brothers Rugs, Inc., Overseas Partnership Co., Inc., Overseas Partnership Company, Rahman NY, Inc., Sherin West 86th Street Corp., Shirewil, Inc., and Wilshire Limited (collectively, the "Moving Defendants"), the Declaration of Gregory A. Kasper, sworn to on March 21, 2008, and upon all prior pleadings and proceedings had herein, the Moving Defendants will move this Court before the Honorable Andrew J. Peck, United States Magistrate Judge, at the Daniel Patrick Moynihan United States Courthouse located at 500 Pearl Street, New

York, New York, on a date and at a time to be determined by the Court, for an order dismissing the Complaint pursuant to Rules 9(b) and 12(b)(6) of the Federal Rules of Civil Procedure.

Dated: New York, New York
March 21, 2008

SCHULTE ROTH & ZABEL LLP

By: /s/ Robert M. Abrahams
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Gregory A. Kasper

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